

STATE OF CALIFORNIA
OFFICE OF ADMINISTRATIVE LAW

In re:

BUREAU OF AUTOMOTIVE REPAIR

REGULATORY ACTION:

Title 16, California Code of Regulations

Amend sections 3394.4, 3394.6

NOTICE OF APPROVAL OF REGULATORY
ACTION

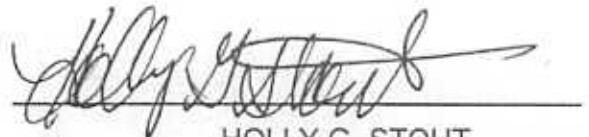
Government Code Section 11349.3

OAL File No. 06-0718-01 S

The Bureau of Automotive Repair ("BAR") administers and implements the Consumer Assistance Program, which includes a Repair Assistance option and a Vehicle Retirement option, related to emissions testing. The Repair Assistance option offers financial assistance to eligible individuals whose vehicles failed a biennial Smog Check inspection and whose household income falls at or below a certain percentage of the federal poverty guideline. Alternatively, the Repair Assistance program assists those individuals whose vehicles have been directed to a Test-Only Smog Check station and failed the emissions test. This rulemaking action makes additional consumers available for the Consumer Assistance Program ("CAP") by raising the maximum household income eligibility level from 185% of the federal poverty guideline to 225%, as authorized by Assembly Bill 383 (Chapter 565, Stats. 2005). This will make more funds available to consumers to fix or retire vehicles that do not meet current emissions requirements, provided other conditions are met, resulting in more vehicles meeting emissions standards or being retired, which leads to cleaner air. The regulatory package also makes revisions implementing the new income eligibility level and several grammatical changes to the CAP application form. AB 383 also provided an expiration date for the increased eligibility of January 1, 2009.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code.

DATE: 07/31/06



HOLLY G. STOUT

Staff Counsel

for: WILLIAM L. GAUSEWITZ
Director

Original : Charlene Zettel, Director

cc : James Allen